IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

WEDNESDAY, THE 7TH FEBRUARY 2007 / 18TH MAGHA 1928

LA.App..No. 93 of 2007()

LAR.52/2002 of SUB COURT,THODUPUZHA
.....

APPELLANT: RESPONDENT

STATE OF KERALA REPRESENTED BY THE
DISTRICT COLLECTOR, IDUKKI.

BY GOVERNMENT PLEADER SRI.MANOJ.

RESPONDENTS: CLAIMANTS
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1. JOSE, S/O.THOMAS, VAYATTATTIL-
PUTHENPURAYIL HOUSE, PURAPPUZHA P.O.,
THODUPUZHA.

2. THOMAS, S/O.THOMAS, VAYATTATTIL,
PUTHENPURAYIL HOUSE, PURAPPUZHA P.O.,
THODUPUZHA.

3. GEORGE, S/O.THOMAS, VAYATTATTIL
PUTHENPURAYIL HOUSE, PURAPPUZHA P.O. THODUPUZHA.

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 07/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & K.T.SANKARAN, JJ.

C.M.Appln.No.130/07 and L.A.A.No. 93 of 2007

Dated 7th February, 2007.

J U D G M E N T

Kurian Joseph, J.

There is a delay of 616 days in filing the appeal against L.A.R.52/02 on the file of the Sub Court, Thodupuzha. It is a common judgment in L.A.R.51 and 52 of 2002. It is brought to our notice that there is no appeal against the said judgment. It is seen from the judgment that the properties covered by both the reference cases remain as contiguous holding of rubber plantation. Still further, it is seen that the Reference Court, after discussing the entire evidence, has made a reasonable fixation. All that apart, no satisfactory explanation is offered for the inordinate delay of 616 days. For all the above reasons, we dismiss the delay petition as well as the appeal.

KURIAN JOSEPH, JUDGE.

K.T.SANKARAN, JUDGE.

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KURIAN JOSEPH & K.T.SANKARAN, JJ

L.A.A. NO. OF 2004

J U D G M E N T

Dated 7th February, 2007.